

THE JAMMU & KASHMIR GOVERNMENT GAZETTE

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PART I-A

Jammu & Kashmir Government-Orders

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HIGH COURT OF JAMMU AND KASHMIR AT JAMMU (Exercising powers of Bar Council under Section 58 of the Advocates Act, 1961).

Notification

No. 1336 Dated 15-02-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Richa Sharma D/o Radha Krishan R/o Mearth, P. O. Budhi, Kathua vide Notification No. 1647 dated 05-03-2018 for a period of one year has been extended till 31-12-2020 after condonation of delay and subject to the verification of her Certificates/LLB Degrees from the concerned University and verification of her character and antecedents from CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Notification

No. 1337 Dated 15-02-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Wahid Abdullah Magray S/o Mohd Abdullah Magray R/o Ruhoo Grid, Anantnag vide Notification No. 1868 dated 15-03-2018 for a period of one year has been extended till 15-03-2021 after condonation of delay and subject to the verification of his Certificates/LLB Degrees from the concerned University and verification of his character and antecedents from CID.

The renewal/extension of provisional licence/enrollment must be sought before the date of expiry unless the absolute/final enrollment as an Advocate is ordered therebefore.

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Notification

No. 1338 Dated 15-02-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Asma Mushtaq D/o Mohd Mushtaq Bhat R/o Ward No. 5, Tehsil and District Bandipora A/P Bemina Shamsabad, Sector-4, Srinagar vide Notification No. 1080 dated 17-03-2016 has been declared as Absolute/Final, after condonation of delay.

By order.

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Notification

No. 1339 Dated 15-02-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Sahera Sadef D/o Abdul Haleem Lone R/o Friends Enclave, Humhama Heights, Budgam vide Notification No. 550 dated 02-08-2011 has been declared as Absolute/Final, after condonation of delay.

By order.

(Sd.) MOHAMMAD YASIN BEIGH,

Additional Registrar.

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HIGH COURT OF JAMMU AND KASHMIR AT JAMMU

(Office of the Registrar General at Jammu)

Subject :ô Amendment to the Rules framed under the Jammu and Kashmir Civil Courts Act.

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Notification

No. 1343 Dated 24-02-2020.

With a view to give respite to the general public residing in the far flung areas of the two Union Territories in general and the litigants

The words oor at such place as the High Court may determine or are inserted after the existing Rule 34(iii), so as to read as under;

Rule 34(iii) :ô Copies of the records of the High Court or the Court of a District and Session Judge shall be supplied at the ordinary place of sitting of such Court or at such place as the High Court may determine.

(Sd.) SANJAY DHAR,

Registrar General.

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HIGH COURT OF JAMMU AND KASHMIR AT JAMMU

(Exercising powers of Bar Council under Section 58 of the Advocates Act, 1961).

Notification

No. 1393 Dated 02-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Simta Shan D/o Ashok Kumar Shan R/o House No. 159, Lane No. 8, Shiv Vihar Janipur Colony, Jammu A/P House No. 247, Sector No. 1 Chhani Himmat, Jammu vide Notification No. 1756 dated 13-03-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1395 Dated 02-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Monika Sandhu D/o Shesh Kumar R/o Sari Rakwalan, Jammu vide Notification No. 1899 dated 16-03-2018 has been declared as Absolute/Final.

By order.

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No. 1397 Dated 03-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Janardhan Singh Andotra S/o Surjeet Singh Andotra R/o Taraf Bala, Nagri Parole, Jammu vide Notification No. 901 dated 23-12-2014 has been declared as Absolute/Final.

By order.

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Notification

No. 1410 Dated 03-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Mohsina Irshad D/o Irshad Ahmad Jan R/o Baghat, Barzulla, Srinagar vide Notification No. 1274 dated 07-12-2017 has been declared as Absolute/Final.

By order.

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Notification

No. 1411 Dated 03-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Deepak Gupta S/o Ashok Kumar Gupta R/o V. P. O. Govindsar, Near Railway Station, Tehsil and District Kathua vide Notification No. 1377 dated 29-12-2017 has been declared as Absolute/Final.

By order.

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Notification

No. 1449 Dated 03-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Romesh Sharma S/o Hari Krishan

R/o H. No. 73, Raghunath Pura, Jammu vide Notification No. 483 dated 10-07-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1500 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Asia Gull D/o Gh. Nabi Lone R/o Bijhama (Mughal Mohalla), Boniyar, Baramulla vide Notification No. 803 dated 15-10-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1501 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Tahil Gupta S/o Subash Chander Gupta R/o H. No. 63, New Kaleeth Nagar, Upper Gummat, Jammu vide Notification No. 1697 dated 06-03-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1502 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Isma Nisar D/o Nisar Ahmad Sofi R/o Dairya-ud-Din Colony, Gulab Bagh, Hazratbal, Srinagar vide Notification No. 557 dated 07-08-2018 has been declared as Absolute/Final.

By order.

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No. 1503 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Shabir Ahmad Reshi S/o Ghulam Nabi Reshi R/o Samboora Kaka Pora, Pulwama, Eid Gah Mohalla, Pulwama vide Notification No. 1657 dated 29-03-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1504 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Ghulam Murtaza S/o Mohd Azam R/o Village Dharana, Tehsil Mendhar, District Poonch vide Notification No. 58 dated 14-06-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1505 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Harmeet Kour D/o Rashpal Singh R/o MBS Nagar, Upper Gadi Garh, South, Jammu vide Notification No. 1672 dated 29-03-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1507 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Ishwin Kaur D/o Abhinandan Singh R/o

By order.

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Notification

No. 1508 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Varun Dev Singh Jamwal S/o Bhupinder Singh Jamwal R/o I/C, Karan Nagar, Lane No. 1, Jammu vide Notification No. 40 dated 16-05-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1509 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Umar Mukhtar S/o Gulam Mohd Mughal R/o Kotranka Draj, District Rajouri A/P Zubairabad Nowabad Sunjwan Road, Jammu vide Notification No. 1696 dated 30-03-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1510 Dated 07-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Ritika Jamwal D/o Sudheer Jamwal R/o Village Suchani, P. O. Rahya, Vijaypur, Samba vide Notification No. 1709 dated 30-03-2019 has been declared as Absolute/Final.

By order.

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No. 1511 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Mohd Younus Hafiz S/o Mohd Sultan Hafiz R/o Prichoo, Tehsil and District Pulwama vide Notification No. 1740 dated 30-03-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1512 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Shahid Yousuf Koka S/o Mohd Yusuf Koka R/o Bogam, Kakapora, District Kulgam vide Notification No. 1689 dated 30-03-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1514 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Asha Verma D/o Bhikam Chand R/o Tikri, Tehsil and District Udhampur vide Notification No. 32 dated 06-04-2017 has been declared as Absolute/Final.

By order.

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Notification

No. 1515 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Tariq Aziz S/o Mohd Aziz R/o Village Kotain,

By order.

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Notification

No. 1516 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Muzamil Fayaz D/o Fayaz Ahmad Sofi R/o Iqbal Colony, Baramulla vide Notification No. 847 dated 17-10-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1517 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Aaisha Ulfat D/o Habibullah Dar R/o Mushtaq Colony, Zaid Bin Haris, Lane H. No. 11, Hyderpora, Srinagar vide Notification No. 455 dated 02-07-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1518 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Ishfaq Ahmad Dar S/o Gulam Mohi-ud-Din Dar R/o Shurat, Kulgam vide Notification No. 1678 dated 06-03-2018 has been declared as Absolute/Final.

By order.

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No. 1519 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Kausar D/o Gh. Mohd Lone R/o Arabal Shalimar, Tehsil North, District Srinagar vide Notification No. 841 dated 16-10-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1520 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Ruhab Lateef Mir D/o Mir Lateef Ahmad R/o Rozabal, Khanyar, Srinagar vide Notification No. 869 dated 17-10-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1521 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Sobia Gaffar D/o Ab. Gaffar Malik R/o Arabal, Tehsil Rajouri, District Pulwama vide Notification No. 878 dated 17-10-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1522 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Rubiya Nabi D/o Ghulam Nabi Mir R/o

By order.

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Notification

No. 1523 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Syed Abid S/o Syed Rafiq Ahmad R/o Magam, Neelipora, Handwara A/P Shah Mohalla, Ahmad Nagar, 90 Feet Road, Srinagar vide Notification No. 1319 dated 02-01-2019 has been declared as Absolute/Final.

By order.

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Notification

No. 1524 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Rajat Sharma S/o Sham Sunder R/o V. P. O. Sainth, Tehsil Khour, District Jammu A/P M. C. J.-1241, Lane No. 30, Rajpura, Jammu vide Notification No. 1602 dated 05-03-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1525 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Waseem Nabi S/o Gh. Nabi Parwana R/o Khanpora, Near Salafi College, Budgam vide Notification No. 894 dated 17-10-2018 has been declared as Absolute/Final.

By order.

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No. 1526 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Gh. Nabi Malik S/o Ab. Rashid Malik R/o Warapora Billal Abad Sopore, Baramulla vide Notification No. 825 dated 16-10-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1527 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Ms. Nayeema Akhter D/o Gulam Nabi Ganai R/o Salamabad Dachina Goriwan, Tehsil Boniyar, District Baramulla vide Notification No. 856 dated 17-10-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1528 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Shivang Mahajan S/o Brij Mohan Gupta R/o H. No. 10, Lane No. 1, Extension-1, Shaheed Parveen Enclave, Trikuta Nagar, Jammu vide Notification No. 1627 dated 05-03-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1529 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Udhey Vir Singh Jamwal S/o Avtar Singh Jamwal R/o Agorre Jandyal, Near Govt. High School Bhalwal, Jammu

By order.

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Notification

No. 1530 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Arjun Magotra S/o Brijinder Mohan Magotra R/o H. No. 206, Pacci dakki, Jammu vide Notification No. 1510 dated 02-03-2018 has been declared as Absolute/Final.

By order.

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Notification

No. 1531 Dated 10-03-2020.

Provisional admission as an Advocate, granted under Advocates Act, 1961 in favour of Mr. Ummar Farooq S/o Farooq Ahmed R/o Chandimarh, Dak Bunglow, Tehsil Surankote, District Poonch vide Notification No. 1687 dated 06-03-2018 has been declared as Absolute/Final.

By order.

(Sd.) MOHAMMAD YASIN BEIGH,

Additional Registrar.



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JAMMU AND KASHMIR GOVERNMENT GAZETTE

PART I-B

Jammu and Kashmir Government—Notifications.

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HIGH COURT OF JAMMU AND KASHMIR (Office of the Registrar General at Jammu)

Subject :ô Annual Darbar Move of High Court from Jammu to Srinagar for the Summer Session-2020.

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Order

No. 61 Dated 24-06-2020.

In view of the spread of COVID-19 in the Union Territories of Jammu and Kashmir and Ladakh and in connection with the Annual Darbar Move, Summer Session-2020 of the High Court of J&K, it is hereby notified and ordered as under :6

 The Main Wing of the High Court of J&K and the Office of the Registrar Vigilance, High Court of J&K shall close at Jammu

- - ii For the time being the Main Wing and the office of the Registrar Vigilance shall continue to remain functional both at Jammu/Srinagar and the move employees shall work on "as is where is" basis i. e., Kashmir based staff shall work from Srinagar and Jammu based staff shall work from Jammu.
 - iii The Jammu based employees will attend the office at Jammu w. e. f. 30th June, 2020 (Tuesday). The Kashmir based employees working in the Main Wing who are already at Srinagar shall report at High Court, Srinagar on 29th June, 2020 (Tuesday) with the directions to set the record for smooth functioning of the office.
 - iv. Registrar computers shall put in place robust online/electronic/ video confrencing other communication mode at Jammu and Srinagar to ensure a virtual office at both places.
 - v. Director Finance, High Court of J&K shall draw Special Move T. A. at a uniform rate of Rs. 25000/- (Rupees Twenty Five Thousand only) and be paid to the move employees strictly in terms of Government Order No. 645-JK (GAD) of 2020 dated 12-06-2020 read with Office Memo No. GAD(Adm)13/2020-III dated 23-06-2020.

By order.

(Sd.) JAWAD AHMED,

Registrar General.

CIVIL SECRETARIATO FINANCE DEPARTMENT.

Circular

Funds pertaining to Centrally Sponsored Schemes and Finance Commission Grants are released by concerned Ministries, GoI for further distribution amongst Executing Department across the UT. Post their release these funds are authouized in favour of the line department as per the claims preferred.

Time and again it has been observed that despite timely authorization by the Finance Department the executing agencies are not able to utilize the Funds fully for the purpose for which these are sanctioned during the currency of the Financial Year. These funds remain unutilized for most of the time and at times for several year together, eventually departments come up with propoals for revalidation of these funds that too at their leisure in the last quarter/month of the Financial Year.

This practice results in unsatisfactory implementation of the Schemes marring the basic purpose of consistent development in the field.

In order to curb such tendencies and bring efficiency in expenditure, the following instructions are issued for immediate compliance :ó

- Director General, Aduit and Inspection shall ensure conduct of Scheme-wise/Component-wise audit of all the unspent balances under CSSs and FC Grants lying with the departments and submit the report to Finance Department latest by 15th of March, 2020.
- 2. All the line departments shall come up with the proposals of revalidation of CSSs and FC Grants, complete in all respects, only after fully justifying the reasons for delay in implementation, the amount unspent and also mention timelines for achieving desired goals/results for adherence in future.

- 118 The J&K Govt. Gazette, 6th Aug., 2020/15th Srav., 1942. [No. 19
 - 3. The Audit may also look into the aspect of streamlining system of revalidation including auditing of all revalidations in timely manner.

(Sd.) DR. ARUN KUMAR MEHTA, IAS,

Financial Commissioner, Finance Department.

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GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATÔ REVENUE DEPARTMENT.

Notification No. 272-Rev (LAJ) of 2019

Dated 25-10-2019.

Whereas, the land specifications whereof are given in õAnnexure-Aö to this notification, is required for for widening of Reasi- Poni-Sial-Rajouri road between KM 27.700 to 29.725 double lane specification situated in Village Kheralair, Tehsil Pouni, District Reasi;

Whereas, on the basis of an indent placed by Officer Commanding, 58 RCC, GREF C/o 56, APO, a notification under section 4 (1) was issued by Collector, Land Acquisition (ADC), Reasi vide No. Col/LA/ADC/Rsi/19-20/72-79/NSQ dated 13-09-2019 for land measuring 45 Kanals, 16 Marlas and 04 Sarsai situated in Village Kheralair, Tehsil Pouni, District Reasi:

Whereas, the Collector, Land Acquisition (ADC), Reasi vide No. Col/LA/ADC/Rsi/19-20/133-136/NSQ dated 04-10-2019, has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act; and

Whereas, the report furnished by the Collector, Land Acquisition (ADC), Reasi vide No. referred above duly endorsed by District Collector

Whereas, the Government is satisfied that the land particulars whereof are given above is required for public purpose viz. for widening of Reasi-Poni-Sial-Rajouri road between KM 27.700 to 29.725 double lane specification situated in Village Kheralair, Tehsil Pouni, District Reasi.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 45 Kanals, 16 Marlas and 04 Srisai, situated in Village Kheralair, Tehsil Pouni, District Reasi, particulars whereof are given in "Annexure-A" is required for public purposes viz. for widening of Reasi- Poni-Sial-Rajouri road between KM 27.700 to 29.725 double lane specification situated in Village Kheralair, Tehsil Pouni, District Reasi. Further, the Collector, Land Acquisition (ADC), Reasi is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person (s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) ABDUL MAJID,

Secretary to the Government, Revenue Department.

Particulars of the land

District óóóóóóóóó	Tehsil oóóóóóóóóóóóóóó	Village óóóóóóóóóóóóó		n. Nos. Óóóóóóóó	Area óóóóóóóóóó 5
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			127		02604600
			129		05607600
			96		02616600
		20	60/102		02615602
		20	61/102		02611603
			104		05ó05ó04
		24	40/126		00612604
		22	29/134		00ó04ó00
		28	81/144		01602604
			131		00618605
			131	min	00603604
			133		01607600
		22	29/134		00ó06ó02
		22	29/134	min	00ó06ó05
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		22	29/134	min	00610608

No. 19] The Jak Govt Gezette, 6t	h Aug., 2020/15th Sra	v., 1942. 121 óóóóóóóóóóóóóó
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GOVERNMENT OF JAMMU AND KASHMIR, CIVIL SECRETARIATO REVENUE DEPARTMENT.

Notification No. 275-Rev (LAJ) of 2019

Dated 25-10-2019.

Whereas, the land specifications whereof are given in õAnnexure-Aö to this notification, is required for widening of Reasi-Poni-Sial-Rajouri double lane specification situated in Village Bealulian-II, Tehsil Pouni, District Reasi;

Whereas, on the basis of an indent placed by Officer Commanding, 58 RCC, GREF C/o 56, APO, a notification under section 4 (1) was issued by Collector, Land Acquisition (ADC), Reasi vide No. Col/LA/ADC/Rsi/19-20/58-63/NSQ dated 13-09-2019 for land measuring 27 Kanals, 19 Marlas and 03 Sarsai situated in Village Bealulian-II, Tehsil Pouni, District Reasi;

Whereas, the Collector, Land Acquisition (ADC), Reasi vide No. Col/LA/ADC/Rsi/19-20/137-40/NSQ dated 04-10-2019, has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act; and

Whereas, the report furnished by the Collector, Land Acquisition (ADC), Reasi vide No. referred above duly endorsed by District Collector (Deputy Commissioner), Reasi vide No. DC/Rsi/19-26/1222-27/SQ dated 12-10-2019, Divisional Commissioner, Jammu vide No. 502/3768/Acq/GREF/Bealulian-II/Reasi/2019/2487 dated 05-10-2019 and by the Financial Commissioner, Revenue vide No. FC-LS/LA-5007/2019 dated 23-10-2019 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition; and

Whereas, the Government is satisfied that the land particulars whereof are given in "Annexure-A" is required for public purpose viz. for widening of Reasi-Poni-Sial-Rajouri double lane specification situated in Village Bealulian-II, Tehsil Pouni, District Reasi.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that the land measuring 27 Kanals, 19 Marlas and 03 Srisai, situated in Village Bealulian-II, Tehsil Pouni, District Reasi, particulars whereof are given in "Annexure-A" is required for public purposes viz. for widening of Reasi-Poni-Sial-Rajouri double lane specification situated in Village Bealulian-II, Tehsil Pouni, District Reasi. Further, the Collector, Land Acquisition (ADC), Reasi is directed

Further, in pursuance of section 17 of the Land Acquisition Act, Samvat 1990, it is also ordered that on expiry of fifteen days from the publication of the notification under section 9 (2) of the said Act, the Collector will take possession of the aforementioned land in Village Bealulian-II, Tehsil Pouni, District Reasi, required for public purposes, subject to the fulfillment of the conditions prescribed under section 9 (2) and section 17-A of the Land Acquisition Act and Rule 63 of the Land Acquisition Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants, in accordance with the relevant laws/rules in force, while making the award.

(Sd.) ABDUL MAJID,

Secretary to Government, Revenue Department.

Annexure "A"

Particulars of the land

District	Tehsil	Village	Kh. Nos.	Area
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22		0067.5600
22	min	0064.5600
439/23		00ó15ó00
43		00619600
453/81		01602600
82	min	02603600
82	min	02612600
82	min	07617600
403		02604603
404		01602604
508/405	Total	02603605 ô ô ô ô 27619603 ô ô ô ô



THE

JAMMU AND KASHMIR GOVERNMENT GAZETTE

PART II—A

Orders by Heads of Departments.

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CHARGE REPORTS

In pursuance of Government Order No. 20-F of 2020 dated 16-01-2020 issued by the Finance Department under endorsement No. DGAT/PS/DR/21 dated 16-01-2020, we the undersigned hand over/take over the charge of the post of Director, Finance, Higher Education Department today on 24th of January, 2020 (F. N).

(Sd.) MR. MANAV GUPTA,

Financial Advisor, Higher Education Department.

Relieved Officer.

(Sd.) MR. ABDUL MAJID BUTT,

Financial Advisor, Higher Education Department.

Relieving Officer.

Station: Udhampur.	
Dated: 31-07-2019.	
	(Sd.)
	Munsiff, District Judicial Mobile Magistrate, Udhampur.
	Relieved Officer.
	(Sd.)
	Additional Special Mobile Magistrate, Udhampur.
	Relieving Officer.



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 133] Jammu, Thu., the 6th Aug., 2020/15th Srav., 1942. [No. 19

Separate paging is given to this part in order that it may be filed as a separate compilation.

PART II—B

Notifications, Notices and Orders by the Heads of Departments.

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OFFICE OF THE COLLECTOR, LAND ACQUISITION, ADDITIONAL DEPUTY COMMISSIONER, REASI.

Subject :ô Acquisition of land measuring 106Kó18M for õConstruction/ Improvement of Bharakh-Ransoo Asconsite road at Village Sangarö, Tehsil Pouni, District Reasi.

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Officer Commanding, 58 RCC GREF C/o 56 APO vide HQ 31 BRTF Indent No. 20023/BH-Ransu/02/E2 dated 04-01-2001 had requested for acquisition of land measuring 106K-18M in Village Sangar for Public purpose viz. õAcquisition of land for construction/improvement of Bharakh-Ransoo Asconsite road at Village Sangarö, Tehsil Pouni, District Reasi.

Accordingly, a notification under section 4(1) of Land Acquisition Act, Svt. 1990 was issued by this Collectorate vide No. COL/LA/ADC/Rsi/15/204-207/NSQ dated 19-06-2015 and was served upon the land

owners/interested persons who were asked to file objections, if any, within 15 days from the date of issuance of this notification. In response to the notification no objection was received by this Collectorate. Thereafter the case was submitted to Divisional Commissioner, Jammu vide District Collector, Reasi letter No. DC/Rsi/15-16/1564-65/SQ dated 19-08-2015 for issuance of declaration under sections 6 & 7 of the land Acquisition Act. The Divisional Commissioner, Jammu issued notification under section 6 vide Number 48-Div. Com. of 2015 dated 16-12-2015 issued under endorsement Number 502/2480/Acq/Sangar/GREF/Rsi/15/2342-48 dated 16-12-2015 that the land is required for public purpose viz. õAcquisition of land for construction/improvement of Bharakh-Ransoo Asconsite road at Village Sangarö, Tehsil Pouni, District Reasi and directed this Collectorate under section 7 of the said Act to take order for acquisition of land.

Thereafter, a notification under sections 9 & 9A of Land Acquisition Act was issued vide this Collectorate No. COL/LA/ADC/Rsi/15/619-622/NSQ dated 02-02-2016 and was served upon the land owners/interested persons and Indenting Department asking them to file objections, if any, regarding measurement, title and quantum of compensation wthin stipulated period. In response to the notification, no objection was received by this Collectorate within the stipulated time period. In the meantime as per SRO No. 25 of 2016 issued under endorsement No. Rev/LA/12/2015 dated 04-03-2016 that the case file, for the issuance of sections 6 & 7 was needed to be submitted to the Government.

Thereafter, this Collectorate vide No. COL/LA/ADC/Rsi/50-53/NSQ dated 28-04-2016 requested the District Collector, Reasi that the case may be submitted to the Government for the issuance of declaration under section 6 of the Land Acquisition Act. The Divisional Commissioner, Jammu was requested by the District Collector, Reasi vide No. DC/Rsi/16-17/727-30/SQ dated 15-10-2016 that the case be submitted to the Government for issuance of declaration under sections 6 & 7 of the Land Acquisition Act. The Commissioner/Secretary to Government, Revenue Department, J&K issued notification under section 6 vide Notification Number 65-Rev(LAJ) of 2017 dated 17-02-2017 under endorsement number Rev/LAJ/334/2016 dated 17-02-2017 that the land is required for public purpose viz. 5Construction/Improvement of Bharakh-Ransoo Asconsit road at Village

Sangarö, Tehsil Pouni, District Reasi and directed this Collectorate under section 7 of the said Act to take order for acquisition of land.

Thereafter, a notification under sections 9 & 9A of Land Acquisition Act was issued vide this Collectorate No. COL/LA/ADC/Rsi/16/387-90/NSQ dated 14-03-2017 and was served upon the land owners/interested persons and Indenting Department asking them to file objections, if any, regarding measurement, title and quantum of compensation within stipulated period. No objection was received within the stipulated time period. The payment of compensation will be made to the land owners/interested persons as per rules and provisions in vogue.

Principle of compensation:

This land is situated at Village Sangar and is being acquired for public purpose viz. õConstruction/Improvement of Bharakh-Ransoo Asconsite road at Village Sangarö, Tehsil Pouni, District Reasi.

- 1. Field revenue agency has reported that average sale deed rate õAusat Rehan Bai Seh Salaö for the Village Sangar is Rs. 35,632/- and recommended prevailing market rate to be Rs. 1,00,000/- per Kanal local irrespective of classification of land.
- 2. As per Stamp Duty rates for the year 2017-18, rates of agriculture land in this village have been fixed by competent authority to be Rs. 57,000/- for irrigated, Rs. 50,000/- for unirrigated and Rs. 67,000/- for small piece of land.
- 3. In the instant case, the kind of soil involved is W-I, W-II, HW, GM and BQ. The entire land, being on roadside, it has huge commercial potential.

Keeping in view all the factors to be considered for determination of rates of land compensation, the then Collector, Land Acquisition proposed the rate of Rs. 1.00 Lakh per Local Kanal irrespective of kind of soil and issued a Draft Award vide No. COL/LA/ADC/Rsi/17-18/82-83/NSQ dated 03-08-2017 requesting the District Collector to place the instant case of Land Acquisition in the Collectors meeting. The instant case of land acquisition was placed before the Collectors meeting held on 09-08-2017 under the Chairmanship of District Collector wherein the rates of land compensation proposed by the Collector were discussed in detail. The Committee of Collectors after thorough discussion determined the rate of land @ Rs. 2,00,000/- per local Kanal irrespective of kind of soil involved

in the instant case of land acquisition. Accordingly, the revised draft award was issued by this Collectorate vide No. COL/LA/ADC/Rsi/17-18/344-45/NSQ dated 26-12-2017 after incorporating the rate approved in the meeting of Collectors. Thereafter, the file for approval of rates of land compensation and sanction of awarded amount, was submitted to Divisional Commissioner, Jammu vide Deputy Commissioner, Reasi letter No. DC/ Rsi/17-18/1125-27/SQ dated 27-01-2018. The Divisional Commissioner, Jammu vide letter No. 502/2480/Acq/GREF/Sanger/Rsi/18/1075-77 dated 09-06-2018 submitted the case file to Financial Commissioner, Revenue, J&K, Srinagar after seeking the justification of the rate of land compensation approved in the Collectors meeting. The Financial Commissioner, Revenue, J&K vide No. FC-LS/LA-4668/2018 dated 07-08-2018 returned the file to Deputy Commissioner Reasi, through Divisional Commissioner, Jammu vide No. 502/2480/Acq/GREF/Sanger/Rsi/18/2037-A dated 18-08-2018 seeking the justification of rate of land compensation determined in the instant acquisition. Thereafter, the case file along with justification of rate determined was resubmitted to Divisional Commissioner, Jammu vide No. DC/Rsi/18-19/1977-80/SQ dated 09-02-2019 for approval of rate of land compensation and sanction of awarded amount. The Divisional Commissioner, Jammu submitted the case file to the Financial Commissioner, Jammu vide No. 502/2480/Acq/GREF/Sanger/Rsi/19/4795-96 dated 11-02-2019 for the approval of rate of land compensation and sanction of awarded amount. The Financial Commissioner, Revenue, J&K, Jammu vide letter No. FC-LS/LA-4668/2018 dated 12-02-2019 accorded approval to the uniform rate of land compensation @ 2.00 Lakh per local Kanal which was conveyed by Divisional Commissioner, Jammu vide No. 502/2480/Acq/GREF/Sanger/Rsi/19/4797 dated 12-02-2019 to District Collector, Reasi.

(Apportionment of land is enclosed herewith)

Hence, based on the apportionment of land and approved rates of land compensation is computed as under :ô

Land compensation of 106K-18M
 W-I, W-II, HW, GM and BQ Land
 @ Rs. 2.00 Lakh per local Kanal

Total

Rs. 2,13,80,000/-

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•	Jabrana @ 15%	Rs. 32,07,000/-
•	G. Total (two crore forty five	ô ô ô ô ô ô ô ô ô ô
	lakh eighty seven thousand only)	Rs. 2,45,87,000/-
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No structure, Fruit/Non-Fruit bearing trees have come under instant acquisition.

The requisite certificates are recorded as under :ô

- The land is needed for public purpose i. e. oconstruction/ Improvement of Bharakh-Ransoo Asconsite road at Village Sangerö, Tehsil Pouni, District Reasi by 58 RCC GREF.
- 2. That the adequate funds are available with this Collectorate.
- 3. That no compensation has been paid in respect of land under acquisition earlier.
- 4. That Shajra Khasra of the land has been authenticated by the Indenting Department as token of its correctness.
- 5. That the land compensation will be paid in accordance with the provisions of Agrarian Reforms Act, 1976.
- 6. That the land under acquisition is free from all encumbrances.
- 7. That the Aks/Shajra prepared in the instant case is in accordance with the spot position and fieldbook.
- 8. That no forest land is involved in the instant case.
- 9. It is also certified that the land compensation payable to the owners/interested persons as shown in the apportionment statement shall be tendered in accordance with the provisions of Agrarian Reforms Act, 1976 and guidelines given in the circular issued by the Revenue Department under No. (LB)-10/80 dated 23-03-1980.

Therefore, I, Rajinder Kumar Sharma (KAS), Collector, Land Acquisition (Additional Deputy Commissioner), Reasi, in exercise of powers vested in me under section 11 of Land Acquisition Act, 1990 BK, hereby issue the Final Award for an amount of Rs. 2,45,87,000/- (Two Crore Forty Five Lakh Eighty Seven Thousand only) for the land measuring

106Kó18M in Village Sangar, Tehsil Pouni, District Reasi for public purpose for õConstruction/Improvement of Bharakh-Ransoo Asconsite road at Village Sangarö, Tehsil Pouni, District Reasi for 58 RCC GREF.

(Sd.) RAJINDER KUMAR SHARMA, KAS,

Collector, Land Acquisition, Additional Deputy Commissioner, Reasi.

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9	Dharam Singh, Pritam Singh Sons of Vijay Ram with 2 shares in equal, Ashok Kumar son 4 share, Smt. Jyoti Devi	Self-cultivation Ashok Singh 6 shares, Smt. Usha Devi, Smt. Neelma Devi, Smt. Makhni Devi	co-sharer 3K-16M. Ashok Singh 376 6 shares, Smt. Usha Devi, Smt. Neelma Devi, Smt. Makhni Devi Smt. Shanpati	376 Devi	00613	HW	200000	130000	19500	149500

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		ô.	6	4.	\mathbf{R}	with 10 shares	in equal, Smt.	Ш			equal out of 9	p		·Ξ	3			ĭ				
_		ô es	J	shares, Surjit	=	Ĭ	ij	S	Kailash Devi	es	Ŧ	shares, Safaid	Singh, Gouri	≍) (Ambo Devi,	=	Ü		Lochan Devi	ě	
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Ö		ô ar	Sunita Devi Wd/o	Karnail Singh	with 2 shares in	equal out of 1	share of	Ashok Singh son	6 shares, Smt.	Usha Devi, Smt.	Neelam Devi, Smt.	Makhni Devi	daughters Smt.	Shanpati Wd/o	Suram Singh with	4 shares in equal	out of 9 shares,	Surjit Singh, Bittu	Ram sons with 10	shares in equal, Smt.	Titri Devi daughter,	Smt. Kailash Devi
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Bagwan Singh, Kaka,	Self-cultivation	Bhagwan Sing#02	02604 WI	WI	200000	440000	00099	506000
3al Krishan,	Bhagwan Singh, Kaka, Bal	Kaka, Bal						
Satpal Sons of	Kaka, Bal	Krishan,						
under with 1 share	Krishan,	Satpal in						
Munshi Ram S/o	Satpal in equal	equal share						

Mutation No. 883 and

Dihar R/o Deh (vide

of 1/2 shares Rajput

shares in equal out

Bhagtu with 4

Devi daughters, Smt.

Lochan Devi Wd/o

Devi, Smt. Kamlu Devi, Smt. Guddi

equal, Smt. Ambo

shares, Safaid Singh

equal out of 9

Wd/o Suraj Ram with 2 shares in

Gouri Singh sons with 18 shares in

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3 6 6 6 6 6 6 6 6	8	share co-cosharers.	Mehfooz Kachrai Mehfooz Kachrai	Cultivation of Puran Chand S/o Haria Dihar Rajput R/o Deh Lagan Naqdi	Self-cultivation
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Devi, Smt. Babli		Smt. Kanta							
Devi, Smt. Nisha		Devi, Smt.							
Devi daughters Smt.		Babli Devi,							
Parkasho Devi Wd/o		Smt. Nisha							
Munshi Dihar		Devi, Smt.							
Rajput R/o Deh in		Parkasho Devi							
equal shares (Vide		Co-sharers in							
Mutation No. 854)		equal shares							
		(Vide Mutation	u						
		No. 854).							
11 Mansa Ram S/o	Self-cultivation Mansa Ram	Mansa Ram	676/407	02610 HB	HB	200000	500000 75000	75000	575000
Mangu Dihar		Owner		000008	GM	200000	80000	12000	92000
Rajput R/o Deh			00000	000	0000	000000000000000000000000000000000000000	0000	0000	00000
			Total	02618			580000	580000 87000	000299
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12 Des Raj, Kamal	Self-cultivation Des Raj,	Des Raj,	404	02600 WI	WI	200000		400000 60000	460000
Singh sons with	Des Raj, Kamal Kamal Singh	Kamal Singh							
8 shares in equal,	Singh co-	co-sharers							
Smt. Taro Widow	sharers in equal in equal share.	in equal share							
1 share, Smt. Buu	share.			00609 GM	В	200000	00006	13500	103500

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00000	4	© © ©	Gyan Singh, 41 Zalim Singh Smt. Vidya Devi, Smt. Geeta Devi, Smt. Kamlo Devi, Smt. Shankuntla Devi, Smt. Shants
000000000000000000000000000000000000000	8	(Note:- The share of Kamal Singh co-sharer stands attached by order of CJM, Reasi vide order No. 133/CJMR dated 26-04-2014)	Self-cultivation C Self-cultivation C S Self-cultivation C S S S S S S S S S S S S S S S S S S
0 0 0 0 0 0 0 0 0 0 0 0 0 0	2	6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6 6	Singh sons Smt. Vidya Devi, Smt. Geeta Devi, Smt. Kamlo Devi, Smt. Shankutla Devi, Smt. Kanta Devi Gaughters Smt. Tarabanti Wd/o Shankar with 8

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out of 1/2 share Bagwan Singh,	Kaka, Bal Krishan Sat Pal with 1/2 share in equal co-sharers.	0 0 0 0 0 0 Total 0 0 0 0 0 0	do. 409	Bagwan Singh 410 Kaka Singh, Bal Krishan, Sat Pal sons of Sunder non- occupancy tenants in equal share Lagan Naqdi Hasab Parta Deh	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0
			do.	Cultivation of Bagwan Singh, Kaka Singh, Bal Krishan, Satpal sons of Sunder non -occupancy tenants in equal share Lagan Naqdi Hasab	rarta Den
Singh, Kaka, Bal Krishan, Satpal sons	of Sunder with 1/2 share in equal Dihar Rajput R/o Deh vide inheritance Mutation	No. 895	14 do.	2alim Singh, Zalim Singh sons Smt. Vidya Devi, Smt. Geeta Devi, Smt. Kamlo Devi, Smt. Kanta Devi, Smt. Kanta Devi, Smt. Tarabanti Wd/o Shankar in equal share Rajput Dihar	K/O Den vide Mutation No. 895

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ôôôôôô 16 Bagwa Kaka,	16 Bagwan Singh, Saka, Bal Krishan,	Self-cultivation Bagwan Sirgh 426 02605 WI 200000 450000 67500 517500 Kaka, Bal	ေဝဝဝဝဝဝဝဝဝ Bagwan Sirgh Kaka, Bal	426	6 6 6 6 6 02605	ô ô ô ô ô ô WI	666666 200000	3 6 6 6 6 6 450000	66666 67500	517500 517500
Satpal Sunder	Satpal sons of Sunder in equal		Krishan, Satpal in equal		00610 GM	GM	200000	100000 15000	15000	115000
share Dihar Rajput R/o l	share Dihar Rajput R/o Deh		share co-sherers.	ô ô ô ô ô 6 Total ô ô ô ô ô 6	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0	ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô ô	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	\$ 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	6 6 6 6 632500 6 6 6 6
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				Total (ô ô ô ô ô	03601 ô ô ô ô	0000	Total 03601 6000001500 701500 00000000000000000000000	610000 0 0 0 0	610000 91500 5 6 6 6 6 6 6 6	701500 ô ô ô ô
18 Bagwan Singh S/o Sunder Dih Rajput R/o Deb	Bagwan Singh S/o Sunder Dihar Rajput R/o Deh	Self-cultivation	Bagwan Singh Owner	428	01608 HB	HB	200000	280000 42000	42000	322000
19 Bagwan Singh,Kaka, Bal KrislSatpal sons of	Bagwan Singh, Kaka, Bal Krishan, Satpal sons of	Self-cultivation	Bagwan Singh, Kaka, Bal Krishan,	429	01605	WI	200000	250000	37500	287500

Sunder in equal share Dihar Rajput R/o Deh 20 Bagwan Singh, Kaka, Bal Krishan, Satpal sons with 44 shares	Self-cultivation Bagwan Singh Kaka Bal	Satpal in equal share co-sharers. Bagwan 430 Singh, Kaka, Bal Krishan	02600	WI	200000	400000	00009	460000
in equal, Smt. Koushalya Devi, Smt. Pushpa Devi, Smt. Charan Devi,	Krishan, Satpal with 1/2 shares in equal, Partap Sinoh Basant	Satpal with 1/2 share in equal, Partap Singh, Basant						
daughters with 4 shares in equal, Smt. Kheri, Smt. Pigan	Singh, Balwant Singh 24 shares in equal, Smt.	Singh 24 shares in equal, Smt. Shatroo Devi,	00607 GM	GM	200000	70000	10500	80500
widows of Sunder with 2 shares in	Shatroo Devi, Smt. Dayawanti,	Shatroo Devi, Smt. ô ô ô ô ô ô Smt. Dayawanti, Dayawanti, Total	02607	0000	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	ô ô ô ô 470000	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	5 6 6 6 6 540500
equal out of 1 share Smt. Kailash Kumari, Smt. Geeta Devi	Smt. Faravatt, Smt. Farava Smt. Kikoo Devi Smt. Kikoo with 4 shares Devi with 4	Smt. Faravati, 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	0 0 0 0	0 0 0 0	0 0 0 0 0	0 0 0	0 0 0 0	0 0 0 0
daughters, Smt. Chanchalo Devi Wd/o Kaku Ram with 10 shares in equal. Krishan Singh,	in equal out of 1/2 shares co-sharer.	shares in equal out of 1/2 shares co-sharers.						

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ŷ	2	Singh Singh, Dalip Singh sons with 30 shares in equal, Smt. Sumitran, Smt. Kanta, Smt. Bhagdei, Smt. Rajdei daughters of Balak Ram with 4 shares in equal out of 1 share, Mohan Singh son 5 shares, Smt. Shakuntala Devi, Smt. Usha Devi daughters, Smt. Ambo Devi Wd/o Bachitar Singh with 3 shares in equal out of 10 shares out of 1 share, Partap Singh, Basant Singh, Balwant Singh sons with 24 shares in equal, Smt. Shatro Devi, Smt. Dayawanti, Smt. Farvati daughters, Smt. Kako Devi Wd/o Munshi Ram with 4 shares inequal out of 1 share, Somnath son 5
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share, Smt. Parkasho, Smt. Charanpati daughters, Smt. Masoo Wd/o Lalman with 3 shares in equal out of 1 share out of 1/2 shares, Smt. Janki, Smt. Jamna widows of Mangtu with 1/2 share Dihar Rajput R/o Deh vide Inheritance	Smt. Smt. with f es, a h .R/o								
Jagat Ram, Ram Singh, Mohinder Singh sons, Smt. Bhagoo Devi Wd/o	Self-cultivation	Jagat Ram & others as per Column No. 2	432	02600	HB	200000	400000	00009	460000
Faqiru with 4 shares in equal, Rajinder		Co-sharers.		01602	WI	200000	220000	33000	253000
Singh, Kulvinder Singh sons, Smt.									
Munni Devi, Smt. Kanta Devi, Smt									
Savita Devi, Smt.									
Kajal Devi daughters,				00610	ВМ	200000	100000 15000	15000	115000
Smt. Pushpa Devi, Wd/o Khajoor Singh									
with 1 share in equal									
Dihar Rajput R/o				000	3 0 0 0 0	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	0000	0000	00000
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ŷ		ô ai	1/2 share, Puran Singh, Swarn Singh,	Subash Singh,	Jaswant Singh sons	with 11 shares in	equal, Smt. Durgi	Widow, Smt. Nikki	Devi daughter of	Selan equal two	share out of 1/2 share	Dihar Rajput R/o Deh.	Ō	Punjabu sons of	Ganja with 1/2	shares in equal,	Beli son of	Sardaru 1/2 share	Dihar Rajput R/o	.165
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24 do.	do.	do. 438	026603 WI	200000	430000 64500	64500	494500
25 do.	Self-cultivation	Self-cultivation Ronku, Premu, 439	026611 WI	200000	510000 76500	76500	586500
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26 Shamlat Deh	Makhbooza	Makhbooza 445	016605 GM	200000	250000 37500	37500	287500
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27 Kartar Singh,	Self-cultivation	Self-cultivation Kartar Singh, 444	026600 HB	200000	400000 60000	00009	460000
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29 Dharam Singh,	Self-cultivation	Dharam Singh 451		026600 HB	HB	200000	400000 60000	00009	460000
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sons equal 40		Co-sharers.							
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	Kaku Ram,	Cultivation of							
	Krishan Singh,	Kaku Ram,							
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	Jagdish Singh,	Bachitar Singh,							
	Dalip Singh	Jagdish Singh,							
	sons of Balak	Dalip Singh sons	SI						
	Ram Dihar	of Balak Ram							
	Rajput R/o Deh	Dihar Rajput R/o	,0						
	in equal share	Deh in equal							
		share.							
31 Shamlat Deh	Phula as per Item No. 30	Phula as per 4 Item No. 30	452 Min	046611 WI	WI	200000	910000	136500	1046500
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32 Tara Mani son	Self-cultivation	Tara Mani 4	454 Min	026610 WI	WI	200000	500000	75000	575000
6 share, Smt.		and other							
Shonko, Smt. Bimlo,		Co sharers		00607 GM	ВM	200000	70000	10500	80500
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35 Balkar Singh,	Smt. Guddi Devi,	Smt. Shimmu Devi,	Smt. Sunita Devi,	Smt. Simro Devi,	Smt. Raj Devi,	Smt. Sonu Devi,	Smt. Neelam Devi	daughters Smt.	Ishri Devi Wd/o	Diwanu with	1/2 shares in equal,	Kaku S/o Dyalu 1/2	share Dihar Rajput	R/o Deh (vide	Mutation No. 921)						

Notice

I, Sahil Hussain Shah S/o Ashaq Hussain Shah R/o Qilla Mohalla, Bhaderwah, District Doda A/P Qtr. No. 1, Block A-3, District Jail, Amphalla, Jammu state that my mother name has wrongly been written as Shabnum Begum instead of Shabnam Begum in my 12th Class Marksheet and Diploma under Roll No. 13698487 Session Annual 2019-20 (Result Pending), Admit Card and School documents. Now I am applying for corrections of the same. Objection, if any, may be conveyed to CBSE, Panchkula within seven days.

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DEPARTMENT OF WILDLIFE PROTECTION, J&K GOVERNMENT OFFICE OF THE WILDLIFE WARDEN, CHENAB DIVISION, KISHTWAR, FOREST COMPLEX, SARKOOT, KISHTWAR.

Sh. Pankaj Khajuria (I/c Range Officer, Wildlife Range, Kishtwar) S/o Sh. Bodh Raj Khajuria R/o Village Jagloti, Tehsil and District Kathua

Subject :ô Show Cause Notice for remaining continue absence w. e. f. 10-01-2019.

Reference :ô This Office Notice No. 72-74/WLWktr dated 16-05-2020.

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Whereas, you were relieved from Lakhanpur Check Post, Kathua Forest Division on 26-12-2018 forenoon on your transfer as Incharge Range Officer, Ikhalla, Kishtwar of this division as per transfer Order No. 595 of 2018 dated 18-12-2018 endoresement No. PCCF/ESST/G/1783-90 dated 18-12-2018;

Whereas, you joinded as I/c Range Officer, Ikhalla/Kishtwar Range on 02-01-2019 forenoon and remained in this office up to 06-01-2019 and thereafter you proceeded on three days casual leave w. e. f. 07-01-2019 to 09-01-2019 :

Whereas, you were due to join back to your duties on 10-01-2019 forenoon after expiry of three days leave period but you failed to join your duty and remained absent from duty, as no further application for extension of leave was received by this office from you;

Whereas, you remained in the Kishtwar Range for 05 days but did not took over the charge of Range properly to relieve the concerned Range Officer from additional charge;

Whereas, you were served with varous notices for explaining reasons of absence vide this office letter No. 1107/WLWktr dated 12-01-2019 No.1144-45/WLWktr dated 25-01-2019 and No. 1172-73/WLWktr dated 04-02-2019 and to resume your duty by registered letter but nothing has been heard from you;

Whereas, you made representation to this office on 06-03-2019 with copy of the same to the Commissioner/Secretary to Government, Forest, Ecology and Environment Department of Civil Secretariat, J&K, Jammu, Pr. Chief Conservator of Forests and Chief Wildlife Warden, J&K Government, Jammu from your transfer on the plea of suffering from LBA diseases from last 2 to 3 weeks but you failed to submit any leave application on prescribed leave form with medical certificate for the period you remained absent w. e. f. 10-01-2019;

Whereas, after receiving the above show cause notice served by this office vide No. 145-47/WLWktr dated 14-02-2019 and No. 546-47/WLWktr dated 02-09-2019, you approched Honøble High Court at Jammu vide SWP No. 407 of 2019. In this regard arguments putforth by you before the Honøble Court vide para 11-14 are not true as the road connectivity, other communications were available. However, Honøble Court passed direction to consider to release of the salary of the petitioner under rule. You were directed vide this office letter No. 945-47/WLWktr dated 30-11-2019 to furnish medical certificate along with leave application on prescribed form

for the period you remained absent w. e. f. 10-01-2019 till you joined your duties and on production of medical fitness certificate but nothing has been heard from you.

Your prolonged absence without prior permission of the competent authority calls for disciplinary action by the competent authority under rule for which notice served vide this office No. 72-74/WLWktr dated 16-05-2020 but fail to join your duties. Since the case is sub-judice in the Honøble High Court therefore pending departmental disciplinary action against you for remaining continuous absence from your duties from 10-01-2019.

Therefore, you are once again served with notice to join your duties immediately.

(Sd.) MAJID BASHIR MINTOO,

Wildlife Warden, Chenab Division, Kishtwar.

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Correction

I, Ashok Kumar S/o Sh. Isher Dass R/o Chapper, Tehsil Latti want to change the name of my daughter from Anamika Devi to Anamika Thukaan. Objection, if any, may be communicated to the concerned authorities in (CBSE) Delhi, within 7 days.



JAMMU & KASHMIR GOVERNMENT GAZETTE

ADVERTISEMENTS—C

DIRECTORATE OF FORENSIC SCIENCE LABORATORY, JAMMU AND KASHMIR, JAMMU.

Subject :ô Cancellation of e-NIT.

ô ô ô Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 18 dated 06-07-2019 floated for supply of Oxygen Forensic Detective is cancelled.

(Sd.).....

Director,
Forensic Science Laboratory,
J&K, Jammu.

Subject :ô Cancellation of e-NIT.

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Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 19 dated 06-07-2019 floated for supply of XRY Complete with Logical, Physical, Cloud and Pin Point (MSAB): Cell Phone Forensic Analysis is cancelled.

(Sd.)....

Director, Forensic Science Laboratory, J&K, Jammu.

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DIRECTORATE OF FORENSIC SCIENCE LABORATORY, JAMMU AND KASHMIR, JAMMU.

Subject :ô Cancellation of e-NIT.

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Notice

Due to non-release of funds required for purchase of equipments, e-NIT Notice No. 12 dated 01-07-2019 floated for supply of Write Blocker Ultra Kits is cancelled.

(Sd.).....

Director, Forensic Science Laboratory, J&K, Jammu. ضميمين علمين علم المعالم المعا

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सत्यमेव जयते

جمول وتشمير گورنمنط گزي

جلد نمبر 133_ جمول _مورخه 6 اگست 2020ء برطابق 15 ساون 1942 _وروار نمبر 19

إشتهارات

از عدالت سیکنڈ ایڈیشنل ڈسٹر کٹ اینڈ سیشن جج جمول سرکار بنام پرویزاحمدوغیرہ علت نمبر 48سال 2016ء تھانہ پولیس گاندی نگر جُرم زیر دفعات 8/21/22 NDPS

وارنط شتی گرفتاری عام زیرد فعہ 512 ض ف

خلاف ملزمان (1) پرویز احمد ولد میر حسین ساکنه گذمیر پور بھا درابد تر مخصیل و ضلع هری دو ار (2) راجو پندت ولد امیکا پندت ساکنه گاؤں پنج موخی ضلع بتیاں 3۔عبد الرحمان ولد اقبال احمد ساکنه گذمیر پور بھا دراکلیان شریف مختصیل و ضلع ماون هری دوار۔

114 يرس وكشمير كوزمنت كزف نمبر 19 مورخه 6 اكست 2020 بمطابق 15ساون 1942 ضميمة

وارنط مشتی گرفتاری عام زیر دفعه 512 ضابطه فوجداری

بنام اما کاران بولیس ریاست جمول و تشمیر

مقدمہ مندرجہ عنوان الصدر میں ملزم متذکرہ صدر کے خلاف بروئے تھم امروزہ کاروائی زیر دفعہ 512 ض ف عمل میں لائی جا چکی ہے اور ملزم کے خلاف وارنٹ جاری کرنے کا تھم ہوا ہے۔جو کہ جاری کیا جاتا ہے۔

الہذا آپ کواصل وارنٹ گشتی گرفتاری عام زیر دفعہ 512 ض ف کی روسے تھم واختیار دیاجا تاہے کہ اگر ملزم مذکور متذکر ہ صدر را ندر حدو دریاست جمول وکشمیر جب بھی اور جہال کہیں بھی دستیاب ہوتو اس کے تحت ضابطہ ،گرفتار کر کے عدالت مذامیں پیش کیا جاوئے۔وارنٹ مذا تا دستیا بی ملزم زیر کا ررہے گا۔ تحریر الصدر 2020-28-28 جاوئے۔ جموں۔

ازعدالت برنسپل ڈسٹر کٹ سیشن جج بھدرواہ

سركار بنام اسداللدوغيره

علت نمبر 182 سال 2019 تقانه بوليس بحدرواه

8/21/22/2029 NDPS Act

وارنط تشتى بمنشاء دفعه 512 ض ف

بخلاف ملزم: محمد شفيع ولدنوردين قوم گوجرسا كنه پتم بال پلما ر مخصيل وضلع كشتوار بنام املكاران يوليس رست جمول وكشمير

ضميمة جيول وشمير كوزمنك كزي نمبر 19مورخه 6 اكست 2020 بمطابق 15ساون 1942-115

بمقد مه مندرجه عنوان الصدر میں دوران ساعت مقدمه پس وپیش ہو چکاہے، اور کہیں بھی دستیاب نہ ہورہا ہے، جیسا کہ رپورٹ مفقو رالخبری ملزم سے عیال ہے اور عدالت مندا کواظمینان ہے کہ ملزم کی سردست دستیابی بطریق معمول ہونے کی کوئی اُمید نہ ہے۔

لہذا المكاران بوليس رياست جمول وكشميركو هم واختيار دياجاتا ہے كەملزم اندر حدود رياست جہال كہيں دستياب ہو، گرفتار كر كے عدالت مذاميں اوقات كيجهرى ميں پيش كريں۔ تحرير الصدر 0 202-20-29

د شخط : رنسیا سیشن جج به*در*واه

ازعدالت فارسٹ جوڈ کیشل مجسٹر بیٹ سرینگر سرکار بنام محمد فاصل بٹ وغیرہ علت نمبر 157 سال 2014ء تھانہ پولیس صفا کدل علت نمبر 157 سال 2014ء تھانہ پولیس صفا کدل برائم زیر دفعات PPC و 147,148,336 و ارنٹ گرفتاری عام زیر دفعہ 512 ض ف وارنٹ گرفتاری عام زیر دفعہ 512 ض ف بخلاف ملزم: محمد فاصل بٹ ولد منظورا حمر ساکنہ نیوکالونی کاؤڈارہ سرینگر مقدمہ مندرجہ عنوان الصدر میں ملزم متذکرہ صدر عرصہ دراز سے غیر حاضر چلا مقدمہ مندرجہ عنوان الصدر میں ملزم متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آرہا ہے اس کو بار ہابطریق معمول طلب کیا گیا ہے اللّ تا ہنوز دستیاب نہ ہوانتمیل گئندہ

116 جمول وتشمير كوزمنك كزي نمبر 19مورخه 6 اگست 2020 بمطابق 15 ساون 1942 ضميمت

نے اپنے رپورٹ میں تحریری طور اظہار کیا کہ ملزم مذکور کا کوئی اتھ پتہ نہ ہے اوراُس کی دستیابی نہمکن ہے۔ پبلک پراسکیوٹر نے اپنے بیان میں سراجلاس اظہار کیا کہ ملزم مذکور مفرور ہے۔ اس طور عدالت مندا کو اطمینان ہوا ہے کہ ملزم کو بطریق معمول طلب کرنا نہمکن ہے۔

لہذا تھم ہوا کہ ملزم متذکرہ صدراندر حدودریاست جموں وکشمیر جہاں کہیں بھی دستیاب ہو، اُسے گرفتار کر کے عدالت مہذا میں پیش کریں۔ درج رہے کہ ورانٹ مہذا تا دستیا بی ملزم زیر کارر ہے۔ تحریرالصدر 2020-03-02

دستخط: فارسط جود يشل مجسر يك درجه اوّل سرينكر .

PART I-B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT66REVENUE DEPARTMENT

Notification

Srinagar, the 26th July, 2019.

SRO-484.óóIn exercise of the powers conferred by clause (b) of section 3 of the Jammu and Kashmir Grant of Permanent Resident Certificate (Procedure) Act, 1963 (Act No. XIII of 1963) and in supersession of all previous notifications issued in this behalf, the Government hereby appoint Mr. Mohammad Ashraf Hakak, KAS, Additional Deputy Commissioner, Awantipora, to be competent authority for purposes of the said Act within the territorial jurisdiction of Tehsils Pulwama and Shahoora (Litter) of District Pulwama.

By order of the Government of Jammu and Kashmir.

(Sd.) SHAHID ANAYATULLAH, IAS,

Commissioner/Secretary to Government, Revenue Department.

PART I-B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT66REVENUE DEPARTMENT

Notification

Srinagar, the 29th July, 2019.

SRO-485.óóIn exercise of the powers conferred by sub-sections (4) and (5) of section 6 of the Jammu and Kashmir Land Revenue Act, Samvat 1996 (Act No. XII of 1996), and in supersession of all previous notifications issued on the subject, the Government hereby confer upon the following officers the powers of Collector, Land Acquisition to be exercised by them, within the jurisdiction as shown against each :ô

S.	Name and designation of the Officer	Territorial
No.		jurisdiction
óóóó	<u> </u>	δόόόόόόόόόόό
1	Mr. Rafiq Ahmad Lone, KAS, Assistant	Tehsils, Baramulla,
	Commissioner, Revenue, Baramulla	Kreeri, Wagoora.
2	Mr. Syed Naseer Ahmad (KAS),	Tehsils Pattan and
	Sub-Divisional Magistrate, Pattan	Singhpora.
3	Mr. Reyaz Ahmad Malik, KAS,	Sub-Division Uri.
	Sub-Divisional Magistrate, Uri	

By order of the Government of Jammu and Kashmir.

(Sd.) SHAHID ANAYATULLAH, IAS,

Commissioner/Secretary to Government, Revenue Department.

PART I-B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT 66HOME DEPARTMENT

Notification

Srinagar, the 4th August, 2019.

SRO-494.ô In exercise of the powers conferred by clause (b) of section 2 of the Prisoners Act, (Samvat), 1997, the Government hereby declares, the Centaur Hotel, Srinagar (109 Rooms) as õSubsidiary Jailö.

By order of the Government of the Jammu and Kashmir.

(Sd.) SHALEEN KABRA, IAS,

Principal Secretary to the Government, Home Department.

PART I-B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT 66HOME DEPARTMENT

Notification

Srinagar, the 4th August, 2019.

SRO-497.ô - In exercise of the powers conferred by clause (b) of section 2 of the Prisoners Act, (Samvat), 1997, the Government hereby declares, Hut No. 211 (2 BHK) & Hut No.402 (2 BHK), Chashm-e-Shahi, Srinagar as õSubsidiary Jailö.

By order of the Government of the Jammu and Kashmir.

(Sd.) SHALEEN KABRA, IAS,

Principal Secretary to the Government, Home Department.



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JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS

Notification

Jammu, the 16th of November, 2019.

S.O.-11.6 Whereas, Dr. Nirmal Singh was appointed as Speaker of the Legislative Assembly of the erstwhile State of Jammu and Kashmir under section 57 of the Constitution of Jammu and Kashmir. After dissolution

Whereas, after enactment of the Jammu and Kashmitr Reorganization Act, 2019 with effect from 31st day of October, 2019, the appointment of Speaker of the Legislative Assembly and all other matters related to the Legislative Assembly of the Union Territory of Jammu and Kashmir are governed by sections 17 to 26 of the said Act; and

Whereas, the President of India, while exercising his powers under section 73 of the Jammu and Kashmir Reorganization Act, 2019 has vide Order made under S. O. No. 3937 dated 31st October, 2019 suspended the provisions of sections 17 to 26 of the said Act relating to Legislative Assembly including the appointment of Speaker and his continution in office; and

Whereas, the matter has been examined in consultation with the Learned Advocate General of the Union Territory of Jammu and Kashmir and the legal position which has emerged is that the Speaker of Legislative Assembly of the erstwhile State of Jammu and Kashmir cannot hold the said office after the reorganization of the State of Jammu and Kashmir into the Union Territory of Jammu and Kashmir and Union Territory of Ladakh with effect from 31-10-2019.

Accordingly, Dr. Nirmal Singh, Speaker of the Legislative Assembly of the erstwhile State of Jammu and Kashmir shall be deemed to have ceased to hold the office of Speaker of the erstwhile State of Jammu and Kashmir with effect from 31st October, 2019.

By order of the Lieutenant Governor.

(Sd.)
Secretary to Government.



JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS

Notification

Jammu, the 19th December, 2019.

S. O.-38.ô In exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Government hereby appoint following officers to be the Executive Magistrate, who shall exercise all the powers of an Executive Magistrate within their territorial jurisdiction of District Udhampur.

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2.		R	lar	n :	Pa	ul	Sh	arı	na									7	Teh	sil	daı	r, F	an	ch	ari		

By order of the Government.

(Sd.) ACHAL SETHI,

Secretary to Government, Department of Law, Justice and Parliamentary Affairs.



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

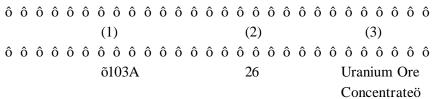
GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ FINANCE DEPARTMENT

Notification

Jammu, the 24th of December, 2019.

S. O.-41.ô In exercise of the powers conferred by sub-section (1) of section 11 of the Jammu and Kashmir Goods and Services Tax Act, 2017, the Government on the recommendations of the Council, is direct that in Notification SRO-GST-2 dated 8th July, 2017, the following amendment shall be made to the Schedule appended thereto, namely :ô

õafter S. No.103 and the entries relating thereto, the following S. No. and the entries shall be inserted :ô



This notification shall be deemed to have come into force with effect from 8th day of July, 2017 :

Provided that no refund shall be made of all such tax which has been collected during the interregnum, which could not have been collected, had this notification been issued.

By order of the Government of Jammu and Kashmir.

(Sd.) DR. ARUN KUMAR MEHTA, IAS,

Financial Commissioner, Finance Department.



JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS

Notification

Jammu, the 27th December, 2019.

S. O.-54.ô In exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Government hereby appoint Dr. Amir Hussain (KAS), Assistant Commissioner (Rev.), Kishtwar to be the Executive Magistrate, who shall exercise all the powers of an Executive Magistrate within his territorial jurisdiction of District Kishtwar.

The Government further in exercise of the powers conferred by sub-section (2) of section 20 of the said code appoints the aforesaid

By order of the Government.

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(Sd.) ACHAL SETHI,

Secretary to Government, Department of Law, Justice and Parliamentary Affairs.

PART I-B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT66DEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS

(Judicial Administration Section)

Notification

Jammu, the 6th of February, 2020.

S.O.-51.66In exercise of the powers conferred by section 110 of the Jammu and Kashmir Goods and Services Tax Act, 2017, the Government in consultation with the Chief Justice of Common High Court of Jammu and Kashmir and in supersession of Notification SRO-298 dated 06-07-2018, appoint Shri Vinod Chatterji Koul, Member J&K Higher Judicial Service (presently heading the J&K Sales Tax Appellate Tribunal), as Judicial Member of the J&K Goods and Services Tax Appellate Tribunal constituted vide Notification SRO-447 dated 23rd October, 2017, in addition to his own duties.

By order of the Government of Jammu and Kashmir.

(Sd.) ACHAL SETHI,

Secretary to Government, Department of Law, Justice and Parliamentary Affairs.

PART I-B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATóÓDEPARTMENT OF LAW, JUSTICE AND PARLIAMENTARY AFFAIRS

Notification

Jammu, the 12th of February, 2020.

S.O.-55.óóIn exercise of the powers conferred by sub-section (1) of section 20 of the Code of Criminal Procedure, 1973, the Government hereby appoint following officers to be the Executive Magistrates, who shall exercise all the powers of an Executive Magistrate within their territorial jurisdiction of District Kathua :ô

S.	Name of the Officer	Designation
No.		

1.	Sh. Kewal Krishan Sharma	L/A NT, Hiranagar
2.	Sh. Sansar Singh	L/A NT, Chadwal
3.	Sh. Ashok Kumar	L/A NT, Sherpur
4.	Sh. Jagdev Singh	L/A NT, Kootah

By order of the Government.

(Sd.) ACHAL SETHI,

Secretary to Government, Department of Law, Justice and Parliamentary Affairs.



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JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô HEALTH AND MEDICAL EDUCATION DEPARTMENT

Notification

Jammu, the 3rd January, 2020.

SO-02.66In exercise of the powers conferred by sub-section (4) of section 9 of the Transplantation of Human Organs and Tissues Act, 1994, the Lieutenant Governor hereby constitute an Authorization Committee for Jammu Division consisting of following, namely :ô

1. Principal, Government Medical College, Jammu Convenor

2. Director, Health Services, Jammu

Member

- - 3. Head of Department, Immunology, Member Government Medical College, Jammu
 - 4. Head of Department, Surgery, Government Member Medical College, Jammu
 - 5. Head of Department, Medicine, Government Member Medical College, Jammu
 - 6. Head of Department, Ophthalmology, Member Government Medical College, Jammu.

By order of the Lieutenant Governor of Union Territory of Jammu and Kashmir.

(Sd.) ATAL DULLOO, IAS,

Financial Commissioner, Health and Medical Education Department.



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JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATô HEALTH AND MEDICAL EDUCATION DEPARTMENT

Notification

Jammu, the 3rd January, 2020.

SO-02.66In exercise of the powers conferred by sub-section (4) of section 9 of the Transplantation of Human Organs and Tissues Act, 1994, the Lieutenant Governor hereby constitute an Authorization Committee for Jammu Division consisting of following, namely :ô

1. Principal, Government Medical College, Jammu Convenor

2. Director, Health Services, Jammu

Member

- - 3. Head of Department, Immunology, Member Government Medical College, Jammu
 - 4. Head of Department, Surgery, Government Member Medical College, Jammu
 - 5. Head of Department, Medicine, Government Member Medical College, Jammu
 - 6. Head of Department, Ophthalmology, Member Government Medical College, Jammu.

By order of the Lieutenant Governor of Union Territory of Jammu and Kashmir.

(Sd.) ATAL DULLOO, IAS,

Financial Commissioner, Health and Medical Education Department.



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I—B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÔ FINANCE DEPARTMENT

Notification

Jammu, the 9th of January, 2020.

S.O.-15.ô In exercise of the powers conferred under section 67 of the Jammu and Kashmir Reorganisation Act, 2019, the Lieutenant Governor, Union Territory of Jammu and Kashmir is pleased to delegate his financial powers to accord Administrative Approval, Technical Sanctions and sanction of contracts, to the Administrative Departments, Major Heads of Departments, Class-I Officers (Other Officers) and Class-II Officers, to the extent as indicated in Annexure-I, to this notification.

The financial powers delegated are subject to the condition that all Codal Formalities shall be followed as per the provisions laid down in General Financial Rules, 2017, Manual for Procurement of Goods and Services, 2017, Manual for Procurement of Works, 2019, Manual for Procurement of Consultancy and Other Services, 2017, issued by Ministry of Finance, Department of Expenditure, GoI, and, other instructions/orders/guidelines issued by Government of Jammu and Kashmir.

By order of the Lieutenant Governor.

(Sd.) DR. A. K. MEHTA, IAS,

Financial Commissioner, Finance Department.

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Delegation of powers to Administrative Departments/Major Heads of Departments/Class-I Officers (Other Officers) and Class-II Officers.

No. óóóó	41-b] Th	ne J&k óóóóó	C Govt óóóóóó	. Gaze 666666	tte, 5	9th J óóóć	an., óóóó	202 óóóó	0/19 ốốố	9th óóó	Pa óóó	aus óóó	a, 1 óóó	194 56ô 2	rdeœ}.1	3 ô
2020.	Delegation of powers to Administrative Departments/Major Heads of Departments/Class-I Officers (Other Officers) and Class-II Officers.		Remarks	τνο: οδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδ	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	AA in respect of works/projects	above Rs. 20.00 crore shall be	Hondole Lt. Governor after	concurrence of F. D.	Note 1: ô Accord of AA is an	Administrative-cum-	Financial decision whi	needs to be taken after	due consideration. In r	case shall AA be accor	unless the work/project
Annexure-I to Notification S.O15 dated 09-01-2020.	istrative Departments/Major Heads of (Other Officers) and Class-II Officers.		Extent	δοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδο	, 5666666666666666666666666666666666666	Up to Rs. 20.00 Crores	with concilirence of	Director Finance/	FA&CAO		Up to Rs. 10.00 Crore	with concurrence of	FA/CAO		Up to Rs. 5.00 Crore	
Annexure-I to Notifi	ers to Administrative Dep (Other Offic	Administrative Approval:	To whome Delegated	ιόδόδόδοδόδοδοδοδοδόδοδοδοδοδοδοδοδοδοδο	,666666666666666666666666	Administrative	Departments				Chief Engineer				Major Heads of	Departments
	Delegation of pow	(A) Powers to accord	S. Nature of Power	170. 666666666666666666666666666666666666	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	1. Administrative	approval to expenditure on	individual works								

w	эбобобобобобобобобобобобобобобобобобобо	the Capex/Reve	Component of	as the case may ore funds are availa	purpose. Note 2: ô Where a schem	is sanctioned by the basis of Det	Project Report which is 100%	by Gol, it shall	construed as A. Government, of	Territory as we	Subject to the condition that	works, repairs and Department, budgetary limits work is executed through PW 99.6 day to day Major Head of Popartment 99.7 maintenance of Departments 99.7 buildings including Chief 99.4 99.7 90.7 90.7
4) 000000000000000000000000000000000000			Up to Rs. 3.00 Cro							Full powers within	budgetary limits
5	including District	Development	Commissioner	Superintending	Engineer						Administrative	Department, Major Head of Departments including Chief
7	ÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓÓ										Execution of petty	works, repairs and day to day maintenance of buildings

(a) estimated cost technically sanctioned does not exceed

Subject to condition that:

administratively approved

the corresponding

cost by more than 10%

subject to a monetary

Engineer
Class I Officer
(Other Officers)

(Other Officers)

(B) Powers to accord Technical sanction:

Up to Rs. 1.00 Crore Up to Rs. 40.00 lakh Up to Rs. 1.00 lakh Full powers Full powers Assistant Executive Engineers (SKIMS) Superintending Chief Engineer Chief Hospital Ex. Engineer Engineer Engineer repairs, renovations, To accord technical sanction to detailed estimates of cost of improvements not original works or including special alterations and chargeable to additions and parts thereof maintenance above Rs. 100.00 lakhs.

(b) plans and designs for individual works costing over Rs. 2.50 lakhs and

subject to a monetary limit of Rs. 10.00 lakhs for estimates

administratively approved

limit of Rs. 5.00 lakhs for

estimates up to Rs.100.00

lakhs and 5% of the cost

6,600	óóó	T 2000000000000000000000000000000000000
δοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδο	5	<i>ᲐᲢᲔᲢᲐᲢᲐᲢᲐᲢᲐᲑᲐᲑᲑᲑᲑᲑ</i> ᲑᲑᲑᲢᲐᲛᲓᲐᲛᲓᲐᲛᲓᲐᲛᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓᲔᲓ
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	Rs. 10.00 lakhs are	approved by S. E. and	C. Es respectively before	technical sanction is	accorded by Executive	Engineer, Superintending	Engineer respectively.	(c) post of Chief Hospital	Engineer, SKIMS is held	by a regular	deputationist Chief	Engineer from PWD.	Provided that the estimates	sanctioned by the Superintending	Engineer/Executive Engineer,	Asstt. Executive Engineer are	within the corresponding	provision approved by the	Chief Engineer in the Annual	Distribution Statement of	maintenance grant.
ιδόδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδ													Full powers	Full powers		Up to Rs. 5.00 lakh		Up to Rs. 2.50 lakh	Up to Rs. 0.50 lakh		
ίδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδο													Chief Engineer	Chief Hospital	Engineers (SKIMS)	Superintending	Engineer	Ex. Engineer	Assistant Executive	Engineer	
όδόδοδοδοδοδοδοδοδοδο													To accord technical	sanction to detailed	estimates chargeable	to maintenance and	repairs				

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(C) Powers to sanction/award contracts:

<u> </u>	To sanction contracts Administrative	Administrative	Full powers within	Subject to the condition that
	for purchase of	Departments,	budgetary limits	100% funding has been
	Stores, Supplies,	Major Head of		accorded/committed.
	Services on the	Departments		
	recommendations	Class-I Officers		
	of Purchase	(Other Officers)		
	Committee			
7.	To grant contracts	Contract Committee	Full powers	Subject to the condition that
	for individual works	Departmental	Up to Rs. 40.00 Crore	AA has already been accorded
		Contract Committee		and 100% funding has been
		Chief Engineer	Up to Rs. 20.00 Crore	accorded/committed.
		Superintendent	Up to Rs. 7.00 Crore	
		Engineer		
		Executive Engineer	Up to Rs. 1.50 Crore	
3.	To form Purchase	All Departments	Provided that senior and experienced officer in the	experienced officer in the
	Committe in the		Department are selected as its members, Director	is its members, Director
	Departments, under		Finance/Financial Advisor or an Accounts Officer,	r or an Accounts Officer,
	them		if any, available in the Department and a	partment and a

representative from Industries and Commerce Department should also be selected as two of its

members. In respect of rate contract the rates

- Director/Joint Director, PD&M Department.
- 8. Director, Finance/Financial Advisor.
- Representative from Industries and Commerce Department, not below the rank of Addl. Secretary.

The Departmental Contract Committee shall

General

have the following constitution: ô

1. Development Commissioner, Public Works

Department.
2. Chief Engineer, PW (R&B) Department.

Administration Department, on the proposal of the

Contract Committee

To constitute Departmental

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Administrative Departments

Chief Engineer, PW (R&B) Department.
 Chief Engineer (Mech.) for such works as involves purchase of Mechanical Equipments.

 Chief Engineer of Inspections, Quality Control and Designs.

5. Director, Finance/Financial Advisor.

6. Director/Joint Director, PD&M Department.7. Special Secretary/Addl. Secretary of the

Department.

8. Representative from Industries and
Commerce Department, not below the rank of Additional Secretary.

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$\begin{array}{cccccccccccccccccccccccccccccccccccc$	e Empowered Committee shall comprise of	following:ô	Chief Secretary.	Administrative Secretary, Finance	Department.	Administrative Secretary, Planning,	Development and Monitoring Department.	Principal Secretary to Lieutenant	Governor.	Administrative Secretary, PWD/	PHE/PDD.	Administrative Secretary, Housing	and Urban Devlopment Department.	Administrative Secretary concerned.	The Committee shall co-opt a Chief	Engineer as and when necessary.	The selection of the projects as	would be monitored by the above	Committee shall be approved by	the Hon oble Lieutenant Governor.
)	The	the	$(\bar{\mathbf{z}})$	(ii)		(iii)		(iv)		>		(vi)		(vii)						
όσοσοσορού 3 οσοσοσοσοσοσοσοσοσοσοσοσοσοσοσοσοσοσο	General	Administration	Department																	
όδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδοδο	6. To constitute an	Empowered	Committee for high	value and prestigious	projects for	supervision and	monitoring													



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I-B

Jammu and Kashmir Government-Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIATÓÓ HOME DEPARTMENT

Notification

Srinagar, the 18th July, 2019.

SRO-457. Whereas, on 03-08-2012, Police Station, Sumbal received an information from reliable sources to the effect that accused persons namely 1. Sajad Ahmad Navoo @ Chota Geelani S/o Mohammad Sultan Navoo 2. Hilal Ahmad Wani S/o Gh Mohammad Wani Røs/o Naidkhai along with some unknown miscreants have pasted posters of banned outfit HM organization with incriminating material printed on them at Jamia Masjid Naidkhai. The contents of these posters are against sovereignty and integrity of India in which people have been urged to oppose established Government of India and State of Jammu and Kashmir; and

- 2. Whereas a case FIR No.116/ 2012 under section 13 UAP Act was registered at Police Station, Sumbal and investigation was taken up; and
- 3. Whereas, during the course of investigation site plan of place of occurence was drafted and posters with incriminating contents of banned outfit HM were seized as piece of evidence and placed on record. Besides, statement of witnesses were recorded under section 164-A. Cr. P. C. statement so recorded would inter-alia, reveal that the accused persons namely 1. Sajad Ahmad Navoo @ Chota Geelani S/o Mohammad Sultan Navoo 2. Hilal Ahmad Wani S/o Gh. Mohammad Wani Rø/o Naidkhai pasted these posters of HM outfit in the jurisdiction of Police Station, Sumbal to threaten general public and instigate the youth to join militant organization thereby thratening the national sovereignty and integrity. Evidence collected, *prima-facie*, established commission of offence punishable under section 13 UAP Act aganist 1. Sajad Ahmad Navoo @ Chota Geelani S/o Mohammad Sultan Navoo 2. Hilal Ahamd Wani S/o Gh. Mohammad Wani Rø/o Naidkhai and investigation of case concluded as proved against them; and
- 4. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused persons; and
- 5. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for there prosecution under the aforesaid provision of law.
- 6. Now, therefore, in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused persons namely 1. Sajad Ahmad Navoo @ Chota Geelani

S/o Mohammad Sultan Navoo 2. Hilal Ahmad Wani S/o Gh. Mohammad Wani Rø/o Naidkhai for commission of offences punishable under section 13 of Unlawful Activities (Prevention) Act, 1967 arising out of FIR No. 116/2012 of Police Station, Sumbal.

By order of the Government of Jammu and Kashmir.

Principal Secretary to the Government,

Home Department.



THE

JAMMU & KASHMIR GOVERNMENT GAZETTE

PART I-B

Jammu and Kashmir Government—Notifications.

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GOVERNMENT OF JAMMU AND KASHMIR CIVIL SECRETARIAT66 HOME DEPARTMENT

Notification

Srinagar, the 18th July, 2019.

SRO-458. Whereas, on 17-07-2015, Police Station, Zainpora received a written docket from HC Mohammad Akbar 03/SPN to the effect that he along with other police personnel of Police Station, Zainpora while patrolling reached Village Moolu Chitragam where separatists of Hurriyat (G) group namely 1. Mohd Yousuf Ganie @ Fallahi S/o Gh. Mohammad Ganie R/o Moolu Chitragam 2. Mohd Amin Ahangar S/o Gh. Hassan R/o Sangdan, Shopian 3. Nazir Ahmad Mantoo S/o Gh. Hassan

R/o Kenihama, Shopian 4. Gh. Nabi Sumji and other delivered Anti National speeches/slogans and urge the youth to continue armed struggle (Askari Jadujahud), thereby causing threat to the sovereignty and integrity of the state and Country; and

- 2. Whereas, a case FIR No. 49/2015 under section 13 ULAP Act was registered at Police Station, Zainpora and investigation taken up;
- 3. Whereas, during the course of investigation, statements of witnesses were recorded under sections 161 and 164-A Cr. PC. and based on the facts and circumstances, the investigation of the case has been concluded as challan against 1. Mohd Yousf Ganie @ Fallahi S/o Gh. Mohammad Ganie R/o Moolu Chitragam 2. Mohd Amin Ahangar S/o Gh. Hassan R/o Sangdan, Shopian 3. Nazir Ahmad Mantoo S/o Gh. Hassan R/o Kenihama, Shopian 4. Gh. Nabi Sumji S/o Mohammad Ramzan R/o Deewanbagh as proved; and
- 4. Whereas, the Authority appointed by the State Government under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, has independently scrutinized the Case Diary file and all the other relevant documents relating to the case and has come to a definite conclusion that this is a fit case for accord of prosecution sanction against the said accused person; and
- 5. Whereas, after perusing the Case Diary, the relevant documents and also taking into consideration the observations/views of the Authority appointed under sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government is of the view that there is sufficient material and evidence available against the accused persons for their prosecution under the aforesaid provision of law.
- 6. Now, therefore in exercise of powers conferred by sub-section (2) of section 45 of the Unlawful Activities (Prevention) Act, 1967, the State Government hereby accords sanction for launching prosecution against the accused persons namely 1. Mohammad Yousf Ganie @ Fallahi S/o Gh. Mohammad Ganie R/o Moolu, Chitragam 2. Mohammad Amin Ahanger

S/o Gh. Hassan R/o Kenihama, Shopian 4. Gh. Nabi Sumji S/o Mohammad Ramzan R/o Deewanbagh, Bijbehara for commission of offences punishable under section 13 of Unlawful Activities (Prevention) Act, 1967 arising out of FIR No. 49/2015 of Police Station, Zainpora.

Ву	order	of	the	Government	of Jan	nmu and k	Kashmir	
						(Sd.)		
				P	rincipal	Secretary	to the	Government,
							Home	Department.



JAMMU & KASHMIR GOVERNMENT GAZETTE

PART II—B

Notifications, Notices and Orders by Heads of Departments.

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GOVERNMENT OF JAMMU AND KASHMIR
INDUSTRIAL TRIBUNAL-CUM-LABOUR COURT,
SRINAGAR/JAMMU.

File No. 73/ITLC

D. O. I: 17-07-2007. D. O. A.: 07-06-2019.

Atma Ram S/o Sh. Tarlok Chand R/o Village Jandyal, Tehsil and District, Jammu Versus 1. Managing Director, JKPCC, Srinagar.

 D. G. M., JKPCC, Panama Chowk, Jammu. (Respondents)

(Petitioner)

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AWARD

- 1. The Petitioner workman filed direct petition raising Industrial Dispute under section 33 (C), sub-section (2) of Industrial Dispute Act, 1947 for recovery of the amount of leave salary due to petitioner.
- 2. It is stated by the workman in the petition that he was appointed as Timekeeper by respondent on 11-03-1966 and continuously remained in service till his retirement on superannuation on 31-10-2003 and thus put his service of 37 years 7 months and 20 days with respondent. That his last day drawn applicant was Rs. 7,050.00/- as basic along with COLA to the tune of Rs. 1806/- and applicant is also entitled to 306 days i. e. 10 months earned leave salary vide SRO-124 dated 17-04-1998 issued by Finance Department, J&K Government.
- 3. That applicant had applied for four months earned leave from 01-07-2003 to 31-10-2003 which was denied by respondent. That non-applicant respondents have sanctioned 120 days leave in favour of applicant. Whereas, applicant is entitled to un-avail 10 months leave salary under the payment of Wages Act and as per SRO-124 dated 17-04-1998.
- 4. That the case of applicant is covered under J&K Civil Services Leave Rules i. e. 10 months un-availed earned leave which has been extended to all the employees of Government irrespective of whether they belong to Government Department or Corporation by virtue or SRO-47 dated 05-02-1971. That applicant is entitled to 10 months leave salary to the tune of Rs. 88,560/- and further to be calculated at enhanced rate. That cause of action occurred to applicant when he retired and partly when non-applicant/respondent had not considered the application and finally prayed for direction to non-applicant to pay the un-availed leave salary to the tune of Rs. 88,560/- along with interest @ 12%.
- 5. After the service of notice non-applicant respondent appeared and filed objection.
- 6. While controverting the application respondent/non-applicant in preliminary objection submitted that applicant is misconceived and deserves

dismissal and further submitted that respondent/non-applicant J&K Project Construction Corporation Ltd. being a body corporation limited is governed by its own rules and regulations duly passed in consonance with the prevailing schemes, and its employees permanent and temporary, whose services and conduct are squarely governed by Jammu and Kashmir Project Corporation Employees Service Rules and Regulations which are duly adopted by respondents as JKPCC Service regulations which provides for un-availed leave call JKPCC Leave Rules.

- 7. Respondent further submitted that SRO issued by Finance Department dated 17-04-1998 deals with State Government Employees whereunder they are entitled for 300 days as cash in lieu of leave salary and not the corporation employees. Whereas, JKPCC has its own leave rules which provides only for 120 days in lieu of leave salary.
- 8. Similarly in para-wise reply also denied the claim of applicant/petitioner on the above stated analogy.
 - 9. As only the legal issue is involved so the file came up for arguments.
 - 10. I have heard the argument and gone through record.
- 11. Applicant petitioner through AR submitted that applicant was employed in J&K Project Construction and after rendering service of 37 years 7 months retired on superannuation as Timekeeper from non-applicant office on 31-10-2003. It is further submitted that applicant is entitled to 10 months cash in lieu of leave salary after his retirement in pursuance of SRO-124 dated 17-04-1998 by Finance Department of J&K Government. Since the J&K employees (Conduct Rule) is applicable to all employees of Government irrespective of the fact whether they belong to Government Department or Corporation/Undertakings by virtue of SRO-47 dated 05-02-1971 and therefore the employees of corporation have been decided at par with Govt. employees under payment of Wages Act.
- 12. It is further submitted by the applicant that after retirement on superannuation from services applied for payment of cash in lieu of leave salary for 10 months but the respondent only made the payment of 4 months leave salary and unlawfully deducted the 6 months leave salary which is amounting to Rs. 88560/-. Applicant finally submitted that respondent be directed to pay 10 months leave salary.

- 13. In support to these arguments cited Ali Mohd. Dar and Ors V/s Managing Director, JKPCC, Srinagar.
- 14. On the other hand counsel for respondent submitted that JKPCC Ltd. being a body Corporation Ltd. is governed by its own rules and regulation duly passed in consonance with prevailing schemes that JKPCC is run by its employees permanent and temporary are by Government of Jammu and Kashmir Project Employees Rules and Regulation which provides for un-availed leave called as JKPCC Leave Rules which applies to permanent and temporary employees. That above stated rules were open to every employees of corporation at the time of appointment were accepted by him.
- 15. Ld. Counsel for respondent submits that applicants contention that he was entitled for 10 months cash in lieu of salary in pursuance of SRO-124 dated 17-04-1998 issued by Finance Department is wrong as this SRO only pertains to State Government Employees who are entitled for 300 days cash in lieu of leave salary whereas JKPCC Leave Rules provide for only 120 days cash in lieu of leave salary. As such employees of the JKPCC are not entitled to claim benefit under SRO-124 dated 17-04-1998 till the same Rules were adopted by JKPCC in 2008 and any employee who has been retired before. The counsel for respondent again submitted that in the year 2008 consequent upon the approval conveyed by the Board of Director meeting held on 17-06-2018 under Chairmanship of Minister for R&B sanction has been accorded for implementation of Leave Rule, TA Rules and J&K Civil (Service) Medical Attendance Rules as applicable to State Government Employees to the employees of Corporation w. e. f. 01-04-2008 and accordingly Order No. 82 of 2008 dated 10-07-2008 was issued by Managing Director, JKPCC Ltd. As such the applicant was retired from service on 31-10-2003 and above stated Leave Rule, TA Rule and JK (Civil Service) Medical Rules applicable to State Govt. employees was issued in the year 2008 as such applicant is not entitled for benefit under these rules, which were implemented under No. 82 of 2008 dated 10-07-2008.
- 16. Ld. Counsel further stated regarding the contention that 10 months Leave Salary benefit has been given to some employees in Srinagar is wrong.

- 17. Finally submitted that petition be dismissed with devoid of any merit. In support of his arguments Ld. Counsel cited (i) LPA (SW)D-85/2015 titled JKPCC V/s Janak Raj Gupta (ii) State of H. P. and Ors V/s Rajesh Chander Sood 2016 (10) SCC 77.
- 18. After hearing the arguments advanced by the parties and from the perused of record it appears that whether the workman is entitled to leave salary of 300 day and if so whether the said claim is maintainable under section 33 (2) of I. D. A., 1947.
- 19. Section 33 C (2) of Industrial Disputes Act and section 15, sub-section 3 of payment of Wages Act provides and empower the Labour Court to deal with situation where any workman is entitled to receive from the employer any money or any benefit which is capable or being computed in terms or money or any question arises as to the amount of money due or as to the amount at which such benefit should be computed then question may subject to any rule that may be made under the IDA be decided by such Labour Court as may be specified in this behalf by appropriate Government after giving the opportunity of being heard.
- 20. In Krishna Prashad Gupta V/s Controller, Printing and Stationary reported in AIR 1996 SC 408. It has been held that,ô

oThe character and function of the Labour Court under the Industrial Disputes Act as also the authority under payment of Wages Act are similar in purpose and both are designed to produce the same result particularly as some of the provisions under both the Act prescribe the same thing to be done. The Industrial Disputes Act, 1947 and payment of Wages Act, 1936 are therefore oCorresponding lawo qua each other particularly as both are part of the same social legislative canopy made by the Parliament for immediate amelioration of workmanos plight resulting from non-payment, or delayed payment or for that matter, short payment of their wages.ö.

- 21. In another case titled as Vijaya Bank V/s Shayam Lal AIR 2010 S. C. 3563 Honøble Supreme Court expressed the similar view.
- 22. As such in view of above stated Act and the law cited, it is safe to hold that this tribunal is competent to adjudicate the dispute raised by the workman.

- 23. It is averred by petitioner workman that he was appointed by the respondent as Timekeeper on 11-03-1966 and continuously served in the department of respondent till his retirement on superannuation on 31-10-2003 and his last pay was Rs. 7,050/-. Further, submitted that petitioner is covered under JK Civil Services Leave Rules and is entitled for 300 days cash earned leave. Whereas respondent department has paid only 120 days leave in his favour for payment of cash in lieu of leave salary.
- 24. From the record it appears that it is not disputed by respondent that petitioner was an employee of JKPCC and in the objection it also admitted by the respondent that JK Service (Leave Rules) have been made applicable to the employees of JKPCC w. e. f. 01-04-2008 dated 10-07-2008 and prior to that dated i. e. 01-04-2008 employees of corporation were entitled to 120 days leave encashment and after 01-04-2008 JK Service Leave Rules were made applicable to employees or corporation. As against the clear admission or respondent there was no scope for this tribunal to hold further enquiry.
- 25. To solve the controversy, it is profitable to reproduce SRO-124 dated 17-04-1998 which reads as under :ô

õNotification

Dated Jammu, the 17th April, 1998.

SRO-124.ô In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor is pleased to direct that the following amendments shall be made in the J&K Civil Services Regulations, J&K Civil Service (Leave) Rules, 1979 and J&K Civil Services (L. T. C.) Rules, 1996 :ô

- II. In J&K Civil Services (Leave) Rules, 1979ô
 - (a) The following shall be inserted as 2nd proviso below Rule 26 (B) (1):

õProvided that with effect from 01-07-1997, the maximum limit for accumulation of Earned Leave shall be 300 daysö.

(b) The following shall be inserted as proviso below Rule 37 (2) (1):ô

õProvided that with effect from 01-07-1997, the payment of cash equivalent or leave salary shall be limited to a maximum of 300 days of Earned Leaveö.

Cash in lieu of leave salary.ô (1) A Government Servant may be paid cash equivalent of leave salary in respect of period of earned leave at his credit at the time of retirement on Superannuation.

This concession will be subject to the following conditions:ô

- (i) The payment of cash equivalent of leave salary shall be limited to a maximum of 240 days of earned leave;
- (ii) The cash equivalent of leave salary thus admissible will become payable on retirement and will be paid in one lump sum as a one time settlement;
- (iii) Cash payment will be equal to leave salary admissible for earned leave and dearness allowance admissible on the leave salary at the rates in vogue on the day or retirement. No other allowance like compensatory allowance, Border Allowance, Muffasil Allowance, House Rent Allowance, or any other allowance will be admissible as apart of leave salary.
- 26. The purport of SRO-124 dated 17-04-1998 is that the State Government Employees regulated under the JKPCC, CSR, J&K Civil Service (Leave) Rules, 1979 and J&K Civil Service Rules (L. T. C.) is entitled to maximum limit for accumulation of earned leave of 300 days w. e. f. 01-07-1997.
- 27. As per Article 82 of Sub-Clause (V) of the memorandum and Articles of Association of JKPCC, the directors shall have the powers with the sanction of the Governor, i. e. to say :ô
 - $\tilde{o}(V)$ To appoint and promote and at their discretion remove, retire or suspend such managers, secretaries, officers, clerks, agents and

Provided that such appointment, retirement and removal shall be made in accordance with the provisions of Jammu and Kashmir Civil Service Rules, 1956, Government Servant Conduct Rules, Recruitment Rules and other Service Rules and Regulations in force in the State from time to time.ö

28. The next leg of the arguments is that JKPCC has adopted the J&K Civil Service Rules, 1979, Civil Service (Medical Attendance and Allowance), 1990 and T. E. Rules vide Order No. 82 dated 10-07-2008. It is imperative to reproduce the Order No. 82/2008 passed by the respondent, JKPCC, which reads as under :ô

õSubject :ô Implementation of the Jammu and Kashmir Civil Service (Leave) Rules, 1979, Civil Services (Medical Attendance and Allowance) Rules, 1990 and T. A. Rules.

Reference :ô Decision taken by the budget/Establishment Sub-Committee of JKPCC Ltd. under the Chairmanship of Commissioner/ Secretary to Govt., Finance Department on 10th of April, 2008 Order No. 82 of 2008 dated 10-07-2008.

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Consequent upon the approval formally conveyed by the Board of Directors in its 83rd meeting held on 17-06-2008 under the Chairmanship of Honøble Minister of R&B (Chairman, JKPCC Ltd.), sanction is accorded to the implementation of the Jammu and Kashmir Civil Services (Leave) Rules and T. A. Rules as applicable to the State Government Employees shall henceforth apply strictly to the employees of the Corporation. This will, however, take effect from 01-04-2008.

However, cases already settled after 01-04-2008 to the date of issuance of orders shall not be reopened.

(Sd.)

Managing Director, JKPCC Ltd., Srinagar. Dated 10-07-2008.ö

29. Whether the petitioner who retired prior to the issuance of Order No. 82 dated 10-07-2008 is entitled to leave encashment of 10 months as leave salary. The answer would be in negative because of the reason that leave rules known as J&K Civil Service Rules (Leave Rules), 1979 has been adopted by corporation w. e. f. 01-04-2008. The Order No. 82 dated 10-07-2008 very much clear and is reproduced as under. :ô

õThe Jammu and Kashmir Civil Services (Leave) Rules, 1990 and TA Rules as applicable to the State Government Employees shall henceforth apply strictly to employees of the corporation and cases already settled after 01-04-2008 to the date of issuance of order shall not be reopened.ö

- 30. In the instant case, the petitioner has received the benefit under Leave Rules, 1979 and the same were adopted by JKPCC w. e. f. 01-04-2008. The employee on his retirement shall be entitled to leave salary of 10 months vide SRO-124 dated 17-04-1998. If an employee owns leave to credit and it will go by the contention of the petitioner that all the employee who retired before 01-04-2008 are entitled to the benefit of leave salary of 10 months irrespective of the year of their retirement on or before 01-07-1997, which contention is not tenable.
- 31. The petitioner also submitted that he has been ignored of his legitimate right of leave salary of 10 months, whereas some employee of the corporation were given the leave encashment of 10 month, SRO-124 was issued on 17-04-1998 by Government of Jammu and Kashmir and the employees of State Govt. were given the benefit of Leave Salary of 10 months on superannuation w. e. f. 01-07-1997. Whereas said Rules were adopted by respondent on 10-07-2008 giving benefit of 10 months salary to its employees on their superannuation w. e. f. 01-04-2008. On this count the petitioner is not found entitled to benefit of Order No. 82 of 2008 of JKPCC dated 10-07-2008. So far as judgment cited by petitioner which has been

- 32. In J&K PCC Ltd., Railhead Complex, Panama Chowk, Jammu through Managing Director V/s Janak Raj Gupta in LPASW No. D85/2015 dated 23-08-2017, Honøble Division Bench of JK High Court held thatô

õIn view of the proceeding analysis, the impugned order passed by the Ld. Single Judge canot be sustained in the eye of law. However, in view of submission made by Ld. Senior Counsel for appellant that respondent is entitled to the interest on delayed payment of leave encashment for a period of 120 days.ö

- 33. Thus in view of above discussion and the law cited, I am of the view that workman/petitioner is not entitled to the relief claimed. Accordingly, the petition deserves to be dismissed, which is dismissed. File after due completion shall go to record.
- 34. A copy of this award be sent to Government of Jammu and Kashmir through its Commissioner/Secretary, Labour Department for information and publication in the Government Gazette.

Announced:

07-06-2019.

(Sd.) MOHAMMAD ALI KHAN,

District and Sessions Judge (Presiding Officer), Industrial Tribunal/Labour Court, J&K, Srinagar/Jammu.